

Finley,
Frank,
Ingram,

Tyler,
Upshaw,
Woodward.

NAYS—none.

ABSENT—2.

Glasscock,

Harrison.

The bill as amended was passed by the following vote:

YEAS—25.

Abercrombie,
Allen,
Armistead,
Atlee,
Burgess,
Claiborne,
Cranford,
Davis,
Field,
Finley,
Frank,
Ingram,
Kimbrough,

Lane,
Maetze,
McDonald,
Pope,
Seale,
Simkins,
Sims,
Stephens,
Townsend,
Tyler,
Upshaw,
Woodward.

NAYS—1.

Burney.

ABSENT—2.

Glasscock,

Harrison.

The House asked for a free conference committee on

Senate bill No. 247, a bill to be entitled "An act to ratify and confirm the title of the Gulf, Colorado and Santa Fe Railway Company to the Central and Montgomery Railroad, and to the Chicago, Texas and Mexican Central Railroad, and to all property of the companies which constitute said road, and to authorize the said Gulf, Colorado and Santa Fe Railway Company to own and operate said roads under its charter."

The President appointed on such committee on the part of the Senate:

Senators Pope, McDonald and Sims.

The President referred

House bill No. 520, to the Committee on Agriculture.

House bill No. 19, to the Committee on Education and House bill No. 601 to the Committee on Claims and Accounts.

On motion of Senator Claiborne,

The Senate adjourned till 2:30 p. m.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Lieutenant-Governor Wheeler in the chair.

Roll called.

Quorum present.

Senator Stephens sent up the following privileged report:

COMMITTEE ROOM,

AUSTIN, March 20, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 143, being "An act to provide for leasing the unorganized county school lands,"

And find the same correctly engrossed.

STEPHENS,

Acting Chairman.

By leave,

Senator Claiborne sent up

A bill to be entitled "An act to authorize Mrs. Sarah A. Nichols, widow of Aquilla J. Nichols, to sue the State of Texas in the district court of Travis county, Texas."

Referred to Judiciary Committee No. 1.

On motion of Senator Townsend,

The Senate adjourned till 10 o'clock to-morrow morning.

FIFTY-NINTH DAY.

SENATE CHAMBER,

AUSTIN, March 21, 1889.

Senate met pursuant to adjournment.

Lieutenant-Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Dr. Smoot.

On motion of Senator Upshaw,

The reading of the Journal of yesterday was dispensed with.

Senator Davis moved to excuse indefinitely the Engrossing Clerk, S. P. Strong, and that his brother, Sneed Strong, fill said position during the absence of the Engrossing Clerk.

Adopted.

On motion of Senator Kimbrough,

Senator Johnson was excused for yesterday and to-day, on account of important business.

On motion of Senator Upshaw,

Senator Jarvis was excused till Monday, on account of sickness in his family.

On motion of Senator Cranford,

Senator Tyler was excused till this afternoon.

After having publicly read its caption, the President gave notice of signing, and did sign in open session of the Senate,

Senate bill No. 320, a bill to be entitled "An act to attach the unorganized counties of Ector, Upton and Crane to the organized county of Midland for judicial, surveying and other purposes, and to attach the unorganized county of Glasscock to the organized county of Howard for judicial, surveying and other purposes."

REPORTS OF STANDING COMMITTEES.

By Senator Cranford:

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 332, being "An act to better protect the Capitol building and grounds, and to make it penal for any person not authorized by law to make, use or have in their possession any key of any of the doors, gates or other openings in said building or grounds,"

And find the same correctly engrossed.

CRANFORD,
Chairman.

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Substitute Senate bill No. 169, being "An act to provide for the survey, classification and disposition of the lands embraced in chapter 19 of the general laws of the Sixteenth Legislature, approved February 25, 1879,"

And find the same correctly engrossed.

CRANFORD,
Chairman.

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Committee Substitute for Senate bill No. 335, being "An act to provide for a board to contract for, direct and supervise the lighting of the Capitol building, fencing and improving the Cap-

itol grounds, and to make an appropriation therefor,"

And find the same correctly engrossed.

CRANFORD,
Chairman.

By Senator Pope:

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 219, "An act to amend article 4249, chapter 10, title 84 of the Revised Civil Statutes,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

POPE,
Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 371, entitled "An act to add an additional article to be known as article No. 4256a to the Revised Civil Statutes of the State of Texas by prescribing maximum rates to be charged by persons, companies, or corporations owning or operating sleeping coaches on lines of railway in this State to persons traveling or sleeping in such coaches,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

POPE,
Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 227, entitled "An act to amend chapter 10, title 84, of the Revised Civil Statutes, by adding thereto article 4227a,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

POPE,
Chairman.

Bill read first time.
By Senator Frank:

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate;

Your special committee, to whom was referred

Senate bill No. 375, entitled "An act to amend article 1056, chapter 2, title 15 of the Code of Criminal Procedure, as amended by an act of the Eighteenth Legislature, approved April 12, 1883,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

SIMKINS,
Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate;

Your special committee, to whom was referred

House bill No. 302, entitled "An act to prevent the duplication of process for witnesses in felony cases,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass, with the following amendment:

Amend by adding after the word "witnesses" in line 15 the following: "And, as far as practicable, the clerk shall include in one process the names of all witnesses for the State and defendant."

All of which is respectfully submitted.

SIMKINS,
Chairman.

Bill read first time, with committee amendment.

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate;

Your special committee, to whom was referred

Senate bill No. 374, entitled "An act to amend article 1054, chapter 2, title 15 of the Code of Criminal Procedure as amended by an act of the Twentieth Legislature, approved April 7th, 1887,"

Have had the same under consider-

ation, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

SIMKINS,
Chairman.

Bill read first time.

By Senator Davis:

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate;

Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 320, being "An act to attach the unorganized counties of Ector, Upton and Crane to the organized county of Midland, for judicial surveying and other purposes, and to attach the unorganized county of Glasscock to the organized county of Howard, for judicial surveying and other purposes."

And find the same correctly enrolled, and have this day, at 10:40 o'clock a. m., presented the same to the Governor for his signature.

DAVIS,
Chairman.

Senator Kimbrough sent up the following joint committee report:

COMMITTEE ROOM,
AUSTIN, March 20, 1889.

Hon. T. B. Wheeler, President of the Senate, and Hon. F. P. Alexander, Speaker of the House of Representatives;

Your joint committee who were appointed under a joint resolution of the Senate and House, to consider, prepare and submit a bill to the respective houses, on the needed road legislation,

Have had the same under consideration, and report back to our respective houses with the recommendation that the following bill as a substitute for Senate bills Nos. 79, 91 and 92 and House bill No. 636 do pass.

All of which is respectfully submitted.

GLASSCOCK,
ALLEN,
FINLEY,
KIMBROUGH,
Senate Committee.
HATHAWAY,
COCHRAN,
MOODY,
DUNLAP,
CAMPBELL of Cook,
House Committee.

The bill was read the first time and ordered printed in the Journal as follows:

Joint committee substitute bill for Senate bills Nos. 79, 91 and 92 and House bill No. 636, a bill to be entitled "An act to create a more efficient road system for the State, and authorizing the employment of road commissioners, define their duties and powers and fixing a penalty for failure of duty, and further defining the duties and powers of county commissioners' courts."

Section 1. *"Be it enacted by the Legislature of the State of Texas, That each county commissioners' court of this State may employ not exceeding four road commissioners for their respective counties, and when more than one is employed the district that each road commissioner is to control shall be defined and fixed by the court; such road commissioners when employed shall receive such compensation as may be agreed upon by the court, not to exceed two dollars per day for the time actually engaged. Each road commissioner, when employed, before he enters upon his duties, shall execute a bond, payable to the county judge of the county and his successors in office, in the sum of one thousand dollars, with one or more good and sufficient sureties, to be approved by the county judge and conditioned for a faithful performance of his duties.*

Section 2. A road commissioner, when employed, shall have control over all overseers, hands, tools, machinery and teams to be used upon the roads in his district, and shall have the power to require overseers to order out his hands in any number he may designate, for the purpose of opening, working or repairing bridges or culverts of his district; and it shall be the duty of such road commissioner to see that all the roads and bridges of his district are kept in good repair, and he shall under the directions and control of the commissioners' court inaugurate a system of grading and draining public roads in his district, and see that such system is carried out by the overseers and hands under his control, and shall obey all orders of the commissioners' courts, and when directed by the court he shall act as a jury of view in laying out roads in assessing damages incidental to the laying out of roads in the same manner now provided by law for a jury of view, and he shall be responsible for the safe keeping and liable

for the loss or destruction of all machinery, tools or teams placed under his control, unless such loss is without his fault, and when he shall be discharged he shall deliver them to the person designated by the court.

Section 3. He shall expend such money as may be placed in his hands by the commissioners' court under its direction in the most economical and advantageous manner on the public roads, bridges and culverts of his district, and all his acts shall be subject to the control, supervision, orders and approval of the commissioners' court. He shall work the convicts and such other labor as may be furnished him by the commissioners' court, and when the road commissioner shall have funds in his hand to expend for labor on the roads, and it shall be necessary for any overseer or overseers in his district to work more than five days during any one year upon the public roads. He may employ such overseers to continue their duties as such for such a length of time as may be necessary and pay them for their services not more than one dollar and fifty cents per day for the time actually employed after the five days.

Section 4. Said road commissioner shall report to the commissioners' court at each regular term under oath, showing an itemized account of all moneys he has received to be expended on roads or bridges, and what disposition he has made of the money, and showing the condition of all roads, bridges and culverts in his district, and such other facts as the court may desire information upon, and shall make such other reports and at such time as the court may desire.

Section 5. Any road commissioner who shall wilfully fail to comply with any of the provisions of this act shall be deemed guilty of a misdemeanor, and, upon conviction, shall be punished by a fine of not less than twenty-five nor more than two hundred dollars.

Section 6. The commissioners' courts shall see that the road and bridge fund of their county is judiciously and equitably expended on the roads and bridges of the county, and, as nearly as the condition and necessity of the roads will permit, it shall be expended in each county commissioners' precinct in proportion to the amount collected, and in expending money in building public roads the money shall first be used only on first or second class roads and on those which shall have the

right-of-way finished free of cost, to make as straight a road as is practicable to obtain, and having the greatest bonus offered by the citizens of money, labors or other property, and the court may when they deem it advisable place in the hands of the road commissioners such an amount of money (not to exceed five hundred dollars at any one time) as may be necessary for the better working of the roads, and direct the purpose for which the money shall be expended.

Section 7. The commissioners' courts are authorized to make all reasonable and necessary rules and orders for the working and repairing of public roads, and to utilize the labor to be used and money expended thereon not in conflict with the laws of this State, and enforce such rules and orders; and they are further authorized to purchase or hire all necessary road machinery, tools or teams, and hire such labor as may be needed in addition to the labor now required of citizens, to build or repair the roads.

Section 8. Commissioners' courts may accept donations of money, lands, labor of men, teams or tools or any other kind of property or material to aid in building roads in their counties, and may authorize any person to make a drain along any public road for the purpose of draining his land, and require the person draining his land to do such work under the direction of the road commissioner.

Section 9. Be it further enacted that this act shall not be construed to repeal any existing law, but is cumulative and in aid of the existing law, provided that when road commissioners are employed, the county commissioners are not requested to supervise the roads as required by article 4390a, Revised Statutes.

Section 10. The near approach of the close of the session and the great necessity for the people of this State to have a more efficient road system, creates an imperative public necessity and an emergency for the suspension of the constitutional rule, requiring bills to be read on three several days, and it is so suspended, and that this act shall take effect and be in force from and after its passage, and it is so enacted.

Senator Townsend sent up the following free conference committee report:

COMMITTEE ROOM,
AUSTIN, March 19, 1889.

To Hon. T. B. Wheeler, President of the Senate, and Hon. F. P. Alexander, Speaker of the House:

SIRS—Your free conference committee, to whom was referred

House bill No. 33, entitled "An act to amend article 683, chapter 3, title 17, of the Penal Code of the State of Texas, and an act of the Seventeenth Legislature, approved March 5, 1881, relating to malicious mischief, and providing a penalty therefor," and engrossed rider thereon, together with Senate substitute therefor,

Have had the same under consideration, and beg leave to report and recommend that the House bill No. 33 do pass in lieu of the Senate substitute therefor, with the following amendments, to-wit:

Strike out of lines 2, 3 and 4 the following words: "And an act of the Seventeenth Legislature of the State of Texas, approved March 5, 1881," and add at the end of the caption the following: "And by adding thereto article 683b," and strike out of lines 8 and 9 of section 1 the words "be and the same are hereby amended so as to hereafter;" also strike out of line 12, section 1, article 683, the words "and maliciously," and insert in lieu thereof the words "or mischievously." Strike out "and maliciously," article 683, line 14, and insert "or mischievously," also strike out the whole of article 683a. Strike out all of line 14 of engrossed rider.

All of which is respectfully submitted.

TOWNSEND,
TYLER,
FIELD,

For the Senate.

STEVENSON of Parker,
BISHOP,
WILSON of Harrison,
For the House.

On motion of Senator Townsend,
The report was adopted.

BILLS AND RESOLUTIONS.

By Senator Harrison:

A bill to be entitled "An act to provide for holding the terms of the Supreme Court and Court of Appeals at Austin."

Referred to Judiciary Committee No. 2.

By Senator Stephens, by request:

A bill to be entitled "An act to amend article 2376, chapter 1, title 42, of the Revised Civil Statutes of the

State of Texas, regulating the fees of the General Land Office."

Referred to Committee on the General Land Office.

By Senator Harrison:

A bill to be entitled "An act to protect stockraisers and breeders, and to punish persons obtaining certificates of registration by false representations of the pedigree of cattle, horses, sheep, swine and other domestic animals from any company, club or association of such stock raisers or breeders."

Referred to Committee on Stock and Stockraising.

By Senator Maetze, by request:

A bill to be entitled "An act for the relief of sane persons confined in insane asylums in the State of Texas and also quarantine stations by placing the inmates of insane asylums and quarantine stations under the protection of the laws, by securing to them their postal rights."

Referred to Committees on Asylums and Public Health.

By Senator Townsend:

A bill to be entitled "An act to define the localities where telegraph companies shall keep and maintain local offices."

Referred to Committee on Internal Improvements.

By Senator Allen:

Joint resolution to give the Governor authority to appoint committees to visit the penal and charitable institutions of the State.

Referred to Committee on Penitentiaries.

After having publicly read the captions, the President gave notice of signing, and did sign in open session of the Senate,

House bill No. 342, "An act to restore the jurisdiction of the county courts of the counties of Greer and Donley, and to repeal all laws in conflict therewith."

Substitute House bill Noss. 245 and 279, "An act to prescribe the place and time of sale of all real estate hereafter to be sold under power conferred by any deed of trust or other contract lien."

House bill No. 591, "An act to vest in the United States of America exclusive jurisdiction over the site and grounds for a public building in the town of Texarkana, Texas," and

House bill No. 241, "An act to legalize the donation of property to establish, or assist in establishing

professorships or scholarships in the University of Texas, or any of its branches, and to provide for the protection and security of their benefits in accomplishing the objects of their donors."

By leave,

Senator Pope sent up the following committee report:

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 378, entitled "An act to define localities where telegraph companies shall keep and maintain local offices,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

POPE,
Chairman.

Bill read first time.

Senator Frank sent up for Senator Simkins the following special committee report:

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your special committee appointed to inquire into the causes of the alarmingly rapid increased expense to the State of sheriffs and attached witnesses accounts in felony cases, and also to examine the laws governing the same, and to propose and introduce such bills as they might deem proper and necessary to curtail this enormous expense, and to correct seeming abuses under the present laws, beg leave to report that, owing to other public duties, they have not been able to perform this duty as promptly as they desired, but with the time at their disposal they have patiently performed the work to the best of their ability, and believe that should the several bills this day introduced by them on the subject become the law, many thousands of dollars would be annually saved to the State, the public service be in no respect impaired, officers would receive fair compensation for services actually performed for the State, and no real hardships be imposed upon attached witnesses.

SIMKINS,
Chairman Special Committee.

The following messages were received from the House:

HOUSE OF REPRESENTATIVES,
AUSTIN, TEXAS, March 20, 1889.

Hon. T. B. Wheeler, President of the Senate:

SIR—I am directed to inform the Senate that the House has passed Senate bill No. 367, a bill to be entitled "An act to incorporate the city of Paris, and to prescribe its duties and liabilities,"

Under a suspension of the constitutional rule and by a two-thirds vote—yeas, 88; nays, none.

W. M. IMBODEN,
Chief Clerk House of Representatives.

HOUSE OF REPRESENTATIVES,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

SIR—I am directed to inform the Senate that the House has adopted the report of the free conference committee on the differences between the two houses on

House bill No. 33, entitled "An act to amend article 683, chapter 3, title 17, of the Penal Code of the State of Texas, and an act of the Seventeenth Legislature, approved March 5, 1881, relating to malicious mischief, and providing a penalty therefor."

The House has passed the following bills:

House bill No. 552, a bill to be entitled "An act to diminish the civil and criminal jurisdiction of the county courts of La Salle and Mills counties,"

Under a suspension of the constitutional rule and by a two-thirds vote, yeas, 78, nays, none.

And

House bill No. 565, a bill to be entitled "An act to regulate the disbursement of all money appropriated for the support of the State government and its institutions,"

Under a suspension of the constitutional rule and by a two-thirds vote—yeas, 83; nays, none.

And

House bill No. 633, a bill to be entitled "An act to amend article 975, title 24 of the Revised Civil Statutes of the State of Texas,"

Under a suspension of the constitutional rule and by a two-thirds vote—yeas, 83, nays, none.

W. M. IMBODEN,
Chief Clerk House of Representatives.

HOUSE OF REPRESENTATIVES,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

SIR—I am directed to inform the Senate that the House has passed

Substitute Senate bill No. 42, "An act to amend article 3122a of the Revised Civil Statutes of the State of Texas in relation to landlords and tenants, as amended by the Sixteenth Legislature, page 128, approved April 22, 1879;"

And

Senate bill No. 148, a bill to be entitled "An act to regulate the sale and transfer of judgments of courts of records and causes of action of interest therein where suit has been filed thereon, and to provide for recording such transfers," with amendments.

W. M. IMBODEN,
Chief Clerk House of Representatives.

HOUSE OF REPRESENTATIVES,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

SIR—I am directed to inform the Senate that the House has passed

Substitute House bill No. 37, a bill to be entitled "An act to amend an act entitled an act to amend article 797, chapter 17, title 17 of the Penal Code of the State of Texas,"

And

House bill No. 208, a bill to be entitled "An act to amend chapter 3, title 92 of the Revised Civil Statutes of the State of Texas, relating to certain duties of State or county officers, by adding thereto article 4544a, providing a penalty for failure or refusal to perform such duties."

And

House bill No. 188, a bill to be entitled "An act amending title XCV., chapter 4, Revised Statutes of the State of Texas,"

And

House bill No. 280, a bill to be entitled "An act to create articles 216a and 216b of title 4, chapter 2, of the Code of Criminal Procedure of the State of Texas,"

And

House bill No. 396, a bill to be entitled "An act to amend article 4520, title 91, chapter 1, of the Revised Civil Code of the State of Texas."

W. M. IMBODEN,
Chief Clerk House of Representatives.

On motion of Senator Atlee,
The regular order of business was suspended to take up

Senate bill No. 369, a bill be entitled "An act to amend an act to re-enact section 28 of an act entitled an act to redistrict the State into judicial districts and fix the time of holding court therein, and to provide for the election of judges and district attorneys in said districts at the next general election, to be held on the first Tuesday after the first Monday in November, 1884, approved April 9, 1883, and to amend said section 28 of said act, approved February 26, 1885."

The bill was laid before the Senate and read the second time, with a favorable committee report.

The bill was ordered engrossed.

On motion of Senator Atlee,

The constitutional rule was suspended to place the bill on its third reading and final passage by the following vote:

YEAS—26.

Abercrombie,	Harrison,
Allen,	Ingram,
Armistead,	Kimbrough,
Atlee,	Lane,
Burges,	Maetze,
Burney,	McDonald,
Claiborne,	Pope,
Cranford,	Seale,
Davis,	Simkins,
Field,	Sims,
Finley,	Stephens,
Frank,	Upshaw,
Glasscock,	Woodward.

NAYS—None.

ABSENT—1.

Townsend.

The bill was read the third time and Passed by the following vote:

YEAS—26.

Abercrombie,	Harrison,
Allen,	Ingram,
Armistead,	Kimbrough,
Atlee,	Lane,
Burges,	Maetze,
Burney,	McDonald,
Claiborne,	Pope,
Cranford,	Seale,
Davis,	Simkins,
Field,	Sims,
Finley,	Stephens,
Frank,	Upshaw,
Glasscock,	Woodward.

NAYS—None.

ABSENT—1.

Townsend.

On motion of Senator McDonald, The regular order of business was suspended to take up

Senate bill No. 336, a bill to be entitled "An act to amend article 4101, title 84, chapter 1, and article 4278, title 84, chapter 13, of the Revised Civil Statutes of the State of Texas, providing for and regulating the incorporation of railroad companies."

The bill was laid before the Senate and read the second time.

Senator McDonald moved to

Amend section 2 by striking out all of lines 29, 30, 31, 32 and 33, and inserting the following:

"The provisions of this article shall not apply to or in any manner affect railway companies incorporated for the construction and operation of urban, suburban and belt railroads for a distance of less than ten miles, as provided in clause two of section one of this act, provided that all such companies shall within twelve months from the date of this charter complete a portion of their road, and the running of cars thereon."

Adopted.

Senator McDonald moved to

Amend by adding section 4 to read as follows:

Section 4. The near approach of the end of this session rendering it impracticable that this bill can be read on three several days, creates an imperative public necessity requiring the suspension of the constitutional rule requiring such reading, and said rule is hereby suspended.

Adopted.

The bill, as amended, was ordered engrossed.

On motion of Senator McDonald,

The constitutional rule was suspended to place the bill on its third reading and final passage by the following vote:

YEAS—25.

Abercrombie,	Kimbrough,
Allen,	Lane,
Armistead,	Maetze,
Atlee,	McDonald,
Burges,	Pope,
Burney,	Simkins,
Claiborne,	Sims,
Cranford,	Stephens,
Field,	Townsend,
Finley,	Tyler,
Glasscock,	Upshaw,
Harrison,	Woodward.
Ingram,	

NAYS—1.

Frank.

ABSENT—2.

Davis, Seale.

The bill was read the third time and passed by the following vote:

YEAS—23.

Abercrombie,	Kimbrough,
Allen,	Lane,
Armistead,	Maetze,
Atlee,	McDonald,
Burges,	Pope,
Burney,	Simkins,
Cranford,	Sims,
Field,	Stephens,
Finley,	Townsend,
Glasscock,	Upshaw,
Harrison,	Woodward.
Ingram,	

NAYS—2.

Claiborne, Frank.

ABSENT—2.

Davis, Seale.

The Senate was notified by the Governor of the appointment of notaries public.

The following message was also received from the Governor:

EXECUTIVE OFFICE,
AUSTIN, March 20, 1889.

To the Hon. Senate of Texas, in Session:

I respectfully ask your advice and consent to the appointment of J. P. Bryan, A. Metcalf, G. A. Beall and W. Seaborn, of Velasco, and T. L. Smith, of Columbia, to be commissioners of pilots at the mouth of the Brazos.

L. S. Ross,
Governor.

On motion of Senator Pope:

The regular order of business was suspended to take up the special order,

House bill No. 560, a bill to be entitled "An act to diminish the civil jurisdiction of the county court of Travis county."

The bill was laid before the Senate and read the second time, with a majority (favorable) and minority (unfavorable) report.

Senator Glasscock moved to substitute the minority (unfavorable) report for the majority (favorable) report.

Senators Glasscock, Seale and Frank spoke in favor of the motion to substitute, and

Senators Pope, Lane and Burges spoke in opposition to it.

Senator Claiborne moved to take a recess till 3 o'clock p. m.

Lost.

Senator Pope moved to reconsider the vote by which the Senate refused to take a recess till 3 o'clock p. m.

The President declared the motion out of order.

Senator Abercrombie moved to adjourn till 2:30 p. m.

Lost.

Senator Burney moved to take a recess till 2:55 p. m.

Lost.

Senator Pope moved a call of the Senate.

The call was not sustained.

Senator Glasscock's motion to substitute the minority report for the majority was adopted by the following vote:

YEAS—14.

Allen,	Ingram,
Atlee,	Kimbrough,
Burney,	McDonald,
Field,	Seale,
Finley,	Simkins,
Frank,	Sims,
Glasscock,	Woodward.

NAYS—11.

Abercrombie,	Lane,
Armistead,	Maetze,
Burges,	Pope,
Claiborne,	Stephens,
Davis,	Townsend.
Harrison,	

ABSENT—2.

Cranford, Upshaw.

The following reasons for the vote on the bill were sent up:

On the motion to substitute the minority for the majority report I vote "no" for the following reasons:

First. The Constitution authorizes the Legislature "to increase, diminish or change the civil and criminal jurisdiction of county courts" whenever, in its judgment, it is for the public good to do so.

Second. It was made to appear, by sufficient evidence, that the judge of the county court of Travis county is wholly incompetent to administer the law and incapacitated to discharge the duties of that position.

Third. It was shown that the said judge had been convicted of extortion by judgment of the district court of Travis county, but had appealed the

case and by the law's delay was enabled to still retain his position as county judge of said county.

Fourth. A petition of a large number of the most prominent lawyers of the city of Austin of different political parties was presented to the Legislature, praying that the jurisdiction of the county court should be transferred to the district court of the county as sought in the bill, and warranted by the Constitution.

I believe that the jurisdiction of the county court should not be transferred to another tribunal, because of the incompetency and unfitness of the judge, except in cases when such incompetency and unfitness are clearly shown to exist to the serious detriment of the public service, and therefore under the facts and circumstances as above stated and shown to exist, I believe that the people are entitled to relief by any method that is legal and constitutional. Solely and alone for the reasons above given I vote "no" on the motion.

ABERCROMBIE.

On the motion to substitute the minority report, which was unfavorable for the majority report on House bill No. 560, to take away the civil jurisdiction of the county court of Travis county, I vote "aye" because I am opposed to crowding district courts with business, which properly belongs in county courts. I am opposed to frequent changes in county courts jurisdiction, as in most cases where their civil jurisdiction has been taken away it has subsequently been restored, and believe such would soon be the case with this were the bill to pass.

I believe that the Legislature would soon be called upon to create a separate judicial district for Travis county, were it to take the civil jurisdiction away from Travis county courts.

I oppose legislating an officer out of office or for personal reasons depriving him of the honors and emoluments belonging to that office.

I believe if the incumbent be incompetent or dishonest, the remedy is with the courts. If this change be made, the honors and emoluments will be taken away until no competent man will accept the office and Travis county will hereafter be unable to get a county judge more capable and honest than the one of which she now complains.

I dislike very much to oppose a measure advocated by men of such ability and integrity as those who

have petitioned for the passage of this bill, because I feel that such men must have cogent reasons to cause them to take such action, but with my views, I am constrained to oppose its passage.

FINLEY.

I voted "nay" on the question in order to reconsider if it became necessary. I favor the minority because I do not think the Legislature the place to wash dirty linen of any kind, especially political dirty linen. I deem the majority report undemocratic and without precedent, and if such a bill were to pass it would prove damaging to the party in the future. It will be remembered that many of the shining lights in the Democratic party have at some time been without the pale of the party, and came in while we were yet crying on the outer wall, "As long as the lamp and the offices hold out (to burn) the vilest (political) sinner may return," and not even on probation. Under another call, if the lamp holds out (and the offices) we may capture Judge Brackenridge and reclaim and show the error of his way to the Senator from Williamson. Let us be temperate and merciful to the shorn lamb.

CLAIBORNE.

Senator Burney moved to take a recess till 3 o'clock p. m., and

Senator Lane moved to adjourn till 10 o'clock to-morrow morning.

The longer time being put first,

The Senate refused to adjourn till 10 o'clock to-morrow morning.

Senator Burney's motion was adopted, and

The Senate took a recess till 3 o'clock p. m. by the following vote:

YEAS—20.

Abercrombie,	Harrison,
Allen,	Ingram,
Armistead,	Maetze,
Atlee,	McDonald,
Burney,	Seale,
Claiborne,	Simkins,
Davis,	Sims,
Field,	Stephens,
Finley,	Townsend,
Glasscock,	Wordward.

NAYS—4.

Burges,	Kimbrough,
Frank,	Lane.

ABSENT—3.

Cranford,	Upshaw.
Pope,	

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Lieutenant-Governor Wheeler in the chair.

Roll called.

No quorum present.

Senator Townsend moved a call of the Senate.

Call sustained.

Absent without excuse:

Senators Burges, Claiborne, Cranford, Davis, Harrison, Kimbrough, Pope, Seale and Stephens.

The Sergeant-at-Arms was dispatched to bring in the absent Senators.

Senators Claiborne, Cranford, Kimbrough, Pope and Stephens were announced at the door.

The President announced a quorum present and then made the following references:

House bill No. 633 to Judiciary Committee No. 1.

House bill No. 396 to Judiciary Committee No. 1.

House bill No. 188 to Judiciary Committee No. 2.

Substitute House bill No. 37 to Judiciary Committee No. 2.

House bill No. 280, to Judiciary Committee No. 2.

House bill No. 565, to Finance Committee.

House bill No. 208, to the Committee on Agriculture, Insurance, Statistics and History, and

House concurrent resolution, providing for the discharge of any department clerks who are not naturalized citizens of the State of Texas, to the Committee on State Affairs.

After having publicly read their captions, the President gave notice of signing, and did sign in open session of the Senate,

Senate bill No. 62, "An act to amend sections 1, 5 and 15 of an act entitled an act to create a commission of arbitration and award, and define the powers and duties thereof, and to make an appropriation to pay the salaries of the judges thereof, approved March 30, 1887;" and

Senate bill No. 167, "An act to provide for the ascertainment, distribution and sale of the excesses in surveys of land made for the school fund and to validate surveys of land as herein provided."

Senator Townsend moved to suspend

The regular order to take up

Senate bill No. 378, a bill to be entitled "An act to define localities where

telegraph companies shall keep and maintain local offices."

Adopted.

Senator Upshaw moved to suspend the call.

Lost.

On motion of Senator Townsend, The constitutional rule was suspended to put the bill on its second reading

By the following vote:

YEAS—25.

Abercrombie,	Lane,
Allen,	Maetze,
Armistead,	McDonald,
Atlee,	Pope,
Burney,	Seale,
Claiborne,	Simkins,
Cranford,	Sims,
Davis,	Stephens,
Field,	Townsend,
Finley,	Tyler,
Frank,	Upshaw,
Ingram,	Woodward.
Kimbrough,	

NAYS—1.

Glasscock.

ABSENT—2.

Burges, Harrison.

The bill was laid before the Senate and read the second time, with a favorable committee report.

Senator Frank moved to suspend the call.

Lost.

Senator Townsend moved to

"Amend by striking out section 2 and make the numbers of other section conform thereto."

Adopted.

The bill, as amended, was ordered engrossed.

On motion of Senator Townsend,

The constitutional rule was suspended to place the bill on its third reading and final passage by the following vote:

YEAS—25.

Abercrombie,	Ingram,
Allen,	Kimbrough,
Atlee,	Lane,
Burney,	Maetze,
Claiborne,	McDonald,
Cranford,	Pope,
Davis,	Seale,
Field,	Simkins,
Finley,	Sims,
Frank,	Stephens,
Glasscock,	Townsend,

Tyler, Woodward.
Upshaw,

NAYS—None.

ABSENT—3.

Armistead, Harrison.
Burges,

The bill was read the third time and

Passed by the following vote:

YEAS—25.

Allen,	Lane,
Armistead,	Maetze,
Atlee,	McDonald,
Burney,	Pope,
Claiborne,	Seale,
Cranford,	Simkins,
Davis,	Sims,
Field,	Stephens,
Finley,	Townsend,
Frank,	Tyler,
Glasscock,	Upshaw,
Ingram,	Woodward.
Kimbrough,	

NAYS—None.

ABSENT—3.

Abercrombie, Harrison.
Burges.

On motion of Senator Armistead the regular order of business was suspended to take up

Senate bill No. 59, a bill to be entitled "An act to prevent causes of action for injury done the person from abating upon the death of the injured person, and to preserve same to his or her heirs and legal representatives."

The bill was laid before the Senate and read the second time with a favorable committee report.

Senator Armistead offered the following amendment:

Whereas, the near approach of this session renders it improbable that this bill can be reached on three several days in both houses, an emergency exists that the constitutional rule requiring bills to be read on three several days be suspended, and it is so enacted.

Adopted.

The bill as amended was ordered engrossed.

On motion of Senator Kimbrough, the regular order of business was suspended to take up

Senate bill No. 2, a bill to be entitled "An act to provide for revising,

digesting and publishing the laws, civil and criminal, of the State of Texas."

The bill was laid before the Senate, with Senator Glasscock's substitute pending.

(Senator Tyler in the chair.)

On motion of Senator Davis, the call of the Senate was suspended.

Senator McDonald spoke in opposition to the substitute, and

Senator Field spoke in favor of it.

The substitute was adopted, and the substitute was ordered engrossed by the following vote:

YEAS—21.

Abercrombie,	Kimbrough,
Allen,	Lane,
Armistead,	Maetze,
Atlee,	Pope,
Burney,	Seale,
Claiborne,	Simkins,
Field,	Sims,
Finley,	Stephens,
Frank,	Upshaw,
Glasscock,	Woodward.
Ingram,	

NAYS—3.

Cranford, Tyler.
McDonald,

ABSENT—4.

Burges, Harrison.
Davis, Townsend.

By leave,

Senator Seale sent up the following committee report:

COMMITTEE ROOM.
AUSTIN, March 20, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Agriculture, Insurance, Statistics and History, to whom was referred

Senate bill No. 337, entitled "An act to amend article 4544, title 92 of the Revised Statutes of the State of Texas,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

SEALE,
Chairman.

Bill read first time.

By leave,

Senator Armistead sent up the following report:

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Finance, to whom was referred

House bill No. 565, entitled "An act to regulate the disbursement of all money appropriated for the support of the State government and institutions,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

ARMISTEAD,
Acting Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Asylums, to whom was referred

Senate bill No. 381, entitled, "An act for the relief of some persons confined in insane asylums in the State of Texas, and also quarantine stations, by placing the inmates of insane asylums and quarantine stations under the protection of the laws, by securing to them their postal rights,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

ARMISTEAD,
Chairman.

Bill read first time.

By leave,
Senator Davis sent up the following committee report:

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Stock and Stock-raising, to whom was referred

Senate bill No. 379, entitled "An act to protect stockraisers and breeders, and to punish persons obtaining certificates of registration by false representations of the pedigree of cattle, horses, sheep, swine and other domestic animals from any company, club or association of such stockraisers or breeders,"

Have had the same under considera-

tion, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

DAVIS,
Chairman.

Bill read first time.

Senator Davis sent up the following privileged reports:

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 167, being "An act to provide for the ascertainment, distribution and sale of the excesses in surveys of land made for the school fund, and to validate surveys of land as herein provided,"

And find the same correctly enrolled, and have this day, at 4 o'clock p. m., presented the same to the Governor for his signature.

DAVIS,
Chairman.

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate

Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 62, being "An act to amend sections 1, 5 and 15 of an act entitled an act to create a commission of arbitration and award, and define the powers and duties thereof, and to make an appropriation to pay the salaries of the judges thereof, approved March 30, 1887,"

And find the same correctly enrolled, and have this day, at 11 o'clock p. m., presented the same to the Governor for his signature.

DAVIS,
Chairman.

By leave,
Senator Cranford sent up the following report:

COMMITTEE ROOM,
AUSTIN, March 22, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 378, being "An act to define the localities where telegraph

companies shall keep and maintain local offices."

And find the same correctly engrossed.

CRANFORD,
Chairman.

By leave,
Senator McDonald sent up the following committee report:

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Judiciary Committee No 1, to whom was referred

House bill No. 552, entitled "An act to diminish the civil and criminal jurisdiction of county courts of LaSalle and Mills counties,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

MCDONALD,
Chairman.

Bill read first time.

The following message was received from the House:

HOUSE OF REPRESENTATIVES,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

SIR—I beg to inform the Senate that Messrs. Gresham, Strong and McComb have been appointed on the free conference committee on the part of the House on the difference between the two houses on

Substitute Senate bill No. 247, a bill to be entitled "An act to ratify and confirm the title of the Gulf, Colorado and Santa Fe Railway Company to the Central and Montgomery railroad, and to the Chicago, Texas and Mexican railroad, and to all property of the companies which constitute said roads, and to authorize the said Gulf, Colorado and Santa Fe Railway Company to own and operate said roads under its charter."

W. M. IMBODEN,
Chief Clerk House of Representatives.

Senator Sims asked to be excused from acting on the free conference committee appointed on the bill just reported from the House.

The Senator was excused and Senator Kimbrough was appointed in his stead.

Senator Pope called up Senator

Field's motion to reconsider the vote by which the Senate passed

Substitute House bills Nos. 9, 117, 136, 193 and 313, a bill to be entitled "An act to define trusts, and to provide for penalties and punishment of corporations, persons, firms and associations of persons connected with them, and to promote free competition in the State of Texas."

The vote was reconsidered.

Senator Pope moved to reconsider the vote by which the Senate adopted Senator Field's amendments, as follows:

First. Amend section 7, by adding the word "knowingly" before the word "acted" in line 4.

Second. Amend section 8 by adding after the word "it" in line 4 the following: "With knowledge that such trust or combination exists."

The motion was adopted and Senator Field withdrew his amendments.

Senator Field moved to

Amend section 7 by inserting the word "knowingly" before the word "acted" in line 4.

Lost.

Senator Field moved to

Amend section 8 by inserting the word "knowingly" before the word "acted," in line 4.

Adopted by the following vote:

YEAS—19.

Abercrombie,	Glasscock,
Allen,	Ingram,
Armistead,	Kimbrough,
Burney,	Lane,
Claiborne,	Maetze,
Cranford,	McDonald,
Davis,	Simkins,
Field,	Sims,
Finley,	Tyler.
Frank,	

NAYS—7.

Atlee,	Townsend,
Pope,	Upshaw,
Seale,	Woodward.
Stephens,	

ABSENT—2.

Burges, Harrison.

The bill was read the third time and

Passed by the following vote:

YEAS—26.

Abercrombie,	Kimbrough,
Allen,	Lane,
Armistead,	Maetze,
Atlee,	McDonald,

Burney,
Claiborne,
Cranford,
Davis,
Field,
Finley,
Frank,
Glasscock,
Ingram,

Pope,
Seale,
Simkins,
Sims,
Stephens,
Townsend,
Tyler,
Upshaw,
Woodward.

NAYS—None.

ABSENT—2.

Burges,

Harrison.

On motion of Senator Allen,
The regular order of business was
suspended to take up

Senate bill No. 133, a bill to be enti-
tled "An act to provide against the
sale of unlawful weapons to minors,
and to affix a penalty for the violation
thereof."

The bill was laid before the Senate
and read the second time, with a ma-
jority (unfavorable) and minority (favor-
able) report.

Senator Woodward moved to substi-
tute the minority for the majority re-
port.

Senator Tyler moved a call of the
Senate.

Call sustained.

Absent without excuse:

Messrs. Burges, Harrison and Mc-
Donald.

The Sergeant-at-Arms was dis-
patched to bring in the absent Sena-
tors.

The pending business went to the
table.

Senator Glasscock moved to excuse
the absentees.

Senator Burney moved to table that
motion.

Lost by the following vote:

YEAS—11

Abercrombie,
Armistead,
Burney,
Claiborne,
Kimbrough,
Lane,

Pope,
Seale,
Sims,
Townsend,
Tyler.

NAYS—14.

Allen,
Atlee,
Cranford,
Davis,
Field,
Finley,
Frank,

Glasscock,
Ingram,
Maetze,
Simkins,
Stephens,
Upshaw,
Woodward.

ABSENT—3.

Burges,
Harrison,

McDonald.

The motion to excuse the absentees
was

Lost by the following vote:

YEAS—14.

Allen,
Atlee,
Claiborne,
Cranford,
Davis,
Field,
Finley,

Frank,
Glasscock,
Ingram,
Maetze,
Simkins,
Stephens,
Woodward.

NAYS—11.

Abercrombie,
Armistead,
Burney,
Kimbrough,
Lane,
Pope.

Seale,
Sims,
Townsend,
Tyler,
Upshaw,

ABSENT—3.

Burges,
Harrison,

McDonald,

Senate bill No. 148, a bill to be enti-
tled "An act to regulate the sale and
transfer of judgments of courts of rec-
ord; and of causes of action or interest
therein, where suit has been filed
thereon, and to provide for recording
such transfers,"

Was laid before the Senate with
House amendments.

On motion of Senator Townsend the
Senate concurred in the House amend-
ments.

On motion of Senator Burney,
The regular order was suspended to
take up

House bill No. 242, a bill to be en-
titled "An act to attach Buchell and
Foley counties to the county of Brew-
ster for surveying purposes."

The bill was laid before the Senate,
read the second time and passed to its
third reading.

On motion of Senator Burney,
The constitutional rule was sus-
pended to put the bill on its third
reading and final passage

By the following vote:

YEAS—25.

Allen,
Armistead,
Atlee,
Burney,
Claiborne,

Lane,
Maetze,
McDonald,
Pope,
Seale,

Cranford,	Simkins,
Davis,	Sims,
Field,	Stephens,
Finley,	Townsend,
Frank,	Tyler,
Glasscock,	Upshaw,
Ingram,	Woodward.
Kimbrough,	

NAYS—None.

ABSENT—3.

Abercrombie,	Harrison.
Burges,	

The bill was read the third time, and

Passed by the following vote:

YEAS—25.

Allen,	Lane,
Armistead,	Maetze,
Atlee,	McDonald,
Burney,	Pope,
Claiborne,	Seale,
Cranford,	Simkins,
Davis,	Sims,
Field,	Stephens,
Finley,	Townsend,
Frank,	Tyler,
Glasscock,	Upshaw,
Ingram,	Woodward.
Kimbrough,	

NAYS—None.

ABSENT—3.

Abercrombie,	Harrison.
Burges,	

By leave,
Senator Stephens sent up

A bill to be entitled "An act to validate the incorporation of the city of Henrietta, Texas, under the provisions of title XXII, chapter 1, of the Revised Statutes of the State of Texas."

Referred to Committee on State Affairs.

On motion of Senator Pope,

The regular order of business was suspended to take up

House bill No. 77, a bill to be entitled "An act to require all railroad companies to keep and maintain permanently their general offices within the State of Texas certain places and to keep all books, accounts, etc., at said offices, and to provide penalties for failing to comply therewith."

On motion of Senator Frank, the call was suspended.

The bill was laid before the Senate

and read the second time, with committee amendments.

The committee amendments were adopted.

Senator Pope offered the following amendment:

Amend by adding to section 1, "and if said general offices and shops, and round houses or either are located on the line of a railroad, in a county which has aided said railroad by an issue of bonus in consideration of such location being made, then said location shall not be changed and this shall apply as well to a railroad that may have been consolidated with another as to those which have maintained their original organization."

Adopted.

The bill as amended passed to its third reading.

On motion of Senator Upshaw, Senators Harrison and Burges were excused until to-morrow on account of sickness.

Senate bill No. 133 was resumed.

Senators Allen and Frank spoke in favor of Senator Woodward's motion to substitute the minority (favorable) for the majority (unfavorable) report.

Senator Pope spoke in opposition to the motion.

The motion was adopted by the following vote:

YEAS—15.

Allen,	Glasscock,
Burney,	Kimbrough,
Claiborne,	McDonald,
Cranford,	Simkins,
Davis,	Stephens,
Field,	Upshaw,
Finley,	Woodward.
Frank,	

NAYS—10.

Abercrombie,	Pope,
Armistead,	Seale,
Atlee,	Sims,
Lane,	Townsend,
Maetze,	Tyler.

ABSENT—1.

Ingram.

On motion of Senator Davis,

The Senate went into executive session.

IN SENATE.

On motion of Senator Burney,

The results of the executive session were ordered printed in the Journal,

and the Governor to be notified of the same as follows:

The Senate advises and consents to the appointment of the following persons to be pilot commissioners.

At Galveston:

J. S. Sawyer, Charles Fowler, G. B. Miller, J. S. Rogers and Thomas H. Sweeney.

At Brazos, Santiago:

Samuel Gilston, Elisha Kennedy, Fred Forto, Christian Hess and William Scanlon.

At Pass Carvallo:

J. M. Bickford, J. W. Hogan, Dan Simpson, H. W. Hawes and W. H. Smith.

At Aransas Pass:

R. D. Simpson, John Hall, John Anderson, John I. Caruthers and Charles Dean.

At the mouth of Brazos:

J. B. Bryan, A. Metcalf, G. A. Beall and W. Seaborn, of Velasco; and T. L. Smith of Columbia.

On motion of Senator Atlee,

The Senate adjourned till 10 o'clock to-morrow morning.

SIXTIETH DAY.

SENATE CHAMBER.
AUSTIN, March 22, 1889.

Senate met pursuant to adjournment.

Lieutenant-Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Dr. Smoot.

On motion of Senator Upshaw,

The reading of the Journal of yesterday was dispensed with.

On motion of Senator Upshaw,

Senator Harrison was excused until to-morrow, on account of sickness.

REPORTS OF STANDING COMMITTEES.

By Senator Cranford:

COMMITTEE ROOM,
AUSTIN, March 22, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on State Affairs, to whom was referred

Senate bill No. 380, entitled "An act to validate the incorporation of the city of Henrietta, under the provisions of title XVII of the Revised Statutes, chapter 1,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

CRANFORD,
Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 336, being "An act to amend article 4101, title 84, chapter 1, and article 4278, title 84, chapter 13 of the Revised Civil Statutes of the State of Texas, providing for and regulating the incorporation of railroad companies,"

And find the same correctly engrossed.

CRANFORD,
Chairman.

COMMITTEE ROOM,
AUSTIN, March 21, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 369, entitled "An act to amend an act to re-enact section 28 of an act entitled an act to redistrict the State into judicial districts and fix the time of holding court therein, and to provide for the election of judges and district attorneys in said districts at the next general election, to be held on the first Tuesday after the first Monday in November, 1884, approved April 9, 1883, and to amend said section 28 of said act, approved February 26, 1885,"

And find the same correctly engrossed.

CRANFORD,
Chairman.

By Senator Stephens:

COMMITTEE ROOM,
AUSTIN, March 22, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on General Lands and Land Office, to whom was referred

Senate bill No. 377, entitled "An act to amend article 2376, chapter 1, title 42, of the Revised Civil Statutes of the State of Texas, regulating the fees of the General Land Office,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.